IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2118 OF 2005

M/s. Mayfair Associates & Ors. ..Petitioners.

Versus

Mr. Farook Ibrahim Poonawala & Ors. ..Respondents.

Mr. R.S. Apte with M.S,Lagu for the Petitioners.

Mr. Rafiq Dada i/by Dhruve Liladhar & Co.for the Respondents.

CORAM : S. A. BOBDE, J.

DATED : 11TH AUGUST, 2005.

P.C.:

1. Rule, returnable forthwith.

. Learned counsel for the respondents waives service of rule for the Respondents.

2. After having heard the parties for quite some time, following order is passed by consent.

ORDER

i. The Application Exh. 5 pending before the trial court namely, the Court of Civil Judge, Jr.Dvn. (PMC), Pune in RC Suit No. 1434/ 2004 shall be decided within a period of 15 days from the date the parties appear before the trial court.

ii. The parties to appear before the trial court on 18.08.2005.

iii. The trial court shall decide the matter on its own merits.

iv. All contentions of both the parties are kept open.

v. Petition is disposed of in the above terms.

Dt. 11.08.2005 (S.A. BOBDE,J.)

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